IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.2249 OF 2003
IN
INCOME TAX APPEAL (LOD) NO.742 OF 2003

The Commissioner of Income-tax ..Appellant.

V/s.

M/s.Afcons Infrastructure Ltd. ..Respondent.

Mr.A.N.Kotangale with P.S. Sahderan for appellant.

Mr.S.P.Mehta for respondent.

CORAM : DR. S.RADHAKRISHNAN AND J.P.DEVADHAR, JJ.

DATED : 6TH MARCH, 2007.

P.C. :-

The learned counsel for the appellant seeks leave to withdraw the appeal. The appeal is allowed to be withdrawn and dismissed as such.

2. In view of the disposal of the appeal, the Notice of Motion stands dismissed.

3. Court fees be refunded as per rules.

(DR.S.RADHAKRISHNAN, J.)

(J.P. DEVADHAR, J.)